

State of California
AIR RESOURCES BOARD
Executive Order DG-001
Distributed Generation Certification of
UTC Fuel Cells, LLC
PureCell™ System Model 200 Fuel Cell

WHEREAS, the Air Resources Board (ARB) was given the authority under California Health and Safety Code section 41514.9 to establish a statewide Distributed Generation (DG) Certification Program to certify electrical generation technologies that are exempt from the permit requirements of air pollution control or air quality management districts;

WHEREAS, this DG Certification does not constitute an air pollution permit or eliminate the responsibility of the end user to comply with all federal, state, and local laws, rules, and regulations;

WHEREAS, on November 22, 2002, UTC Fuel Cells, LLC applied for a DG Certification of its phosphoric acid PC-25 fuel cell and whose application was deemed complete on December 5, 2002;

WHEREAS, UTC Fuel Cells, LLC was issued a DG Certification on January 29, 2003, for its PC-25 fuel cell;

WHEREAS, on December 21, 2005, UTC Fuel Cells, LLC applied for a modification to its DG Certification DG-001 for the purpose of modifying the model name to Model 200;

WHEREAS, on May 24, 2006, Executive Order DG-001-A was issued to reflect the model name change;

WHEREAS, UTC Fuel Cells, LLC on January 11, 2007, requested an extension of the certification of the PureCell™ System Model 200 fuel cell, wherein it was noted that no material changes to model form, fit, or function have been made;

WHEREAS, I find that the Applicant, UTC Fuel Cells, LLC, has met the requirements specified in article 3, title 17, California Code of Regulations (CCR), and has satisfactorily demonstrated that the PureCell™ System Model 200 meets the 2007 DG Certification emission standards;

NOW THEREFORE, IT IS HEREBY ORDERED, that a DG Certification, Executive Order DG-001, originally executed at Sacramento, California on January 29, 2003, is hereby extended. This DG Certification:

- 1) is subject to all conditions and requirements of the ARB's DG Certification Program, article 3, title 17, CCR, including the provisions relating to inspection, denial, suspension, and revocation;
- 2) shall be void if any manufacturer's modification results in an increase in emissions or changes the efficiency or operating conditions of a model, such that the model no longer meets the 2007 DG Certification emission standards; and
- 3) shall expire on January 29, 2011.

Executed at Sacramento, California, this 23rd day of March 2007.

Catherine Witherspoon
Executive Officer
by

/s/

Robert D. Fletcher, Chief
Stationary Source Division